

# Daily Digest

## HIGHLIGHTS:

Senate passed S. 2986, Debt Limit Extension Act.

## Senate

### Chamber Action

*Routine Proceedings, pages S11397–S11439*

**Measures Introduced:** Seven bills and one resolution were introduced, as follows: S. 2988–2994, and S. Con. Res. 146. **Page S11429**

**Measures Reported:** S. 1905, to provide habitable living quarters for teachers, administrators, other school staff, and their households in rural areas of Alaska located in or near Alaska Native Villages, with an amendment in the nature of a substitute. (S. Rept. No. 108–414) **Page S11429**

#### Measures Passed:

**Enrollment Correction:** Senate agreed to S. Con. Res. 146, to direct the Secretary of the Senate to make corrections in the enrollment of the bill S. 150. **Pages S11398–99**

**Debt Limit Extension:** By 52 yeas to 44 nays (Vote No. 213), Senate passed S. 2986 to amend title 31 of the United States Code to increase the public debt limit. **Pages S11398–S11418**

**New Shipper Review Amendment Act:** Senate passed S. 2991, to suspend temporarily new shipper bonding privileges. **Pages S11435–36**

**Miscellaneous Trade and Technical Corrections Act—Conference Report:** Senate agreed to the motion to proceed to the consideration of the conference report to accompany H.R. 1047, to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, to make other technical amendments to the trade laws. **Page S11435**

A motion was entered to close further debate on the conference report and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Friday, November 19, 2004. **Page S11435**

**Video Voyeurism Prevention Act—Agreement:** A unanimous-consent agreement was reached pro-

viding that pursuant to the provisions of H. Res. 842, the Senate agree to the request of the House of Representatives regarding the papers relating to S. 1301, to amend title 18, United States Code, to prohibit video voyeurism in the special maritime and territorial jurisdiction of the United States. **Page S11398**

**Foreign Operations Appropriations Act Conferees—Agreement:** A unanimous-consent agreement was reached providing that with respect to H.R. 4818, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2005, Senator Cochran be inserted in lieu of Senator Specter as a conferee. **Page S11427**

**Messages from the President:** Senate received the following messages from the President of the United States:

Transmitting, pursuant to law, the Agreement between the United States of America and Japan on Social Security; which was referred to the Committee on Finance. (PM–96) **Page S11426**

Transmitting, pursuant to law, a report relative to the nonsuitability of the Squirrel River in Alaska as an addition to the National Wild and Scenic Rivers System; which was referred to the Committee on Energy and Natural Resources. (PM–97) **Page S11426**

**Treaty Approved:** Committee on Foreign Relations was discharged from further consideration of the following treaty and having passed through its various parliamentary stages, up to and including the presentation of the resolution of ratification, upon division, two-thirds of the Senators present and having voted in the affirmative, the resolution of ratification was agreed to:

Protocol Amending Tax Convention with the Netherlands Treaty Doc. 108–25 agreed to in Senate by Division Vote. **Pages S11436–38**

**Nominations Received:** Senate received the following nominations:

A. Wilson Greene, of Virginia, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2009. (Reappointment)

Katina P. Strauch, of South Carolina, to be a Member of the National Museum and Library Services Board for a term expiring December 6, 2009.

Army nomination in the rank of general.

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**Messages From the House:** Pages S11426–27

**Executive Communications:** Pages S11427–29

**Executive Reports of Committees:** Page S11429

**Additional Cosponsors:** Page S11430

**Statements on Introduced Bills/Resolutions:**  
Pages S11430–35

**Additional Statements:** Pages S11424–26

**Authority for Committees to Meet:** Page S11435

**Privilege of the Floor:** Page S11435

**Adjournment:** Senate convened at 2:15 p.m. and adjourned at 6:44 p.m., until 10 a.m., on Thursday, November 18, 2004 (For Senate's program, see the remarks of the Majority Leader in today's Record on pages S11438–39.)

## Committee Meetings

(Committees not listed did not meet)

### IRAQ AND AFGHANISTAN

*Committee on Armed Services:* Committee received a closed briefing on Iraq and Afghanistan from Paul D. Wolfowitz, Deputy Secretary of Defense; General Peter Pace, USMC, Vice Chairman, Joint Chiefs of Staff; Lieutenant General Lance L. Smith, USAF, Deputy Commander, United States Central Command; John E. McLaughlin, Deputy Director, Central Intelligence; and Ronald L. Schlicher, Deputy Assistant Secretary of State, Coordinator for Iraq, Bureau of Near Eastern Affairs.

### NOMINATIONS:

*Committee on Armed Services:* Committee ordered favorably reported the nominations of Joseph F. Bader, of the District of Columbia, and R. Bruce Matthews, of New Mexico, each to be a Member of the Defense

Nuclear Facilities Safety Board; and Otis Webb Brawley, Jr., of Georgia, and Vinicio E. Madrigal, of Louisiana, each to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences; and 459 nominations in the Navy and Air Force.

### PRENATAL GENETIC TESTING TECHNOLOGY

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology and Space concluded a hearing to examine prenatal genetic testing technology, focusing on science, policy and ethics, after receiving testimony from Brian Chicoine, Advocate Lutheran General Hospital Adult Down Syndrome Center, Park Ridge, Illinois; Kathy Hudson, Johns Hopkins University Department of Pediatrics, Andrew J. Imparato, American Association of People with Disabilities, and Andrew Kimbrell, International Center for Technology Assessment, all of Washington, D.C.; Cheryl Sensebrenner, Alexandria, Virginia; and John Bruchalski, Fairfax, Virginia.

### BUSINESS MEETING

*Committee on Environment and Public Works:* Committee met and approved sundry Committee resolutions.

### BUSINESS MEETING

*Committee on Indian Affairs:* Committee ordered favorably reported S. 2734, to implement the recommendations of the Inspector General of the Department of the Interior regarding Indian Tribal detention facilities, with an amendment in the nature of a substitute.

### TRIBAL LOBBYING OVERSIGHT

*Committee on Indian Affairs:* Committee held an oversight hearing on lobbying practices involving Indian tribes, focusing on the propriety of certain dealings and interactions, especially those relative to testimony and evidence in the pending matter *In re Tribal Lobbying Matters*, et. al., receiving testimony from Marc Schwartz, Marc Schwartz Partners, Inc., and Carlose Hisa, Yselta del Sur Pueblo, both of El Paso, Texas; and Michael Scanlon, Capitol Campaign Strategies, LLC, Washington, D.C.

# House of Representatives

## Chamber Action

**Measures Introduced:** 8 public bills, H.R. 5373–5380; 1 private bill, H.R. 5381; and; 2 resolutions, H.J. Res. 111; and H. Res. 857, were introduced.

Page H9962

**Additional Cosponsors:**

Page H9963

**Reports Filed:** Reports were filed today as follows:

H.R. 710, for the relief of Mrs. Florence Narusewicz of Erie, Pennsylvania (H. Rept. 108–776);

H.R. 4908, to transfer certain land in Riverside County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians, amended (H. Rept. 108–777);

H. Res. 856, providing for consideration of S. 2986, to amend title 31 of the United States Code to increase the public debt limit (H. Rept. 108–778);

Conference report on H.R. 1350, to reauthorize the Individuals with Disabilities Education Act (H. Rept. 108–779).

Page H9962

**Speaker:** Read a letter from the Speaker wherein he appointed Representative Bishop of Utah to act as Speaker Pro Tempore for today.

Page H9747

**Chaplain:** The prayer was offered today by Dr. Bob M. Patterson, Pastor, First Baptist Church in Warm Springs, Georgia.

Page H9747

**Recess:** The House recessed at 10:15 and reconvened at 2 p.m.

Page H9749

**Suspensions:** The House agreed to suspend the rules and pass the following measures:

**Veterans' Benefits Improvements Act of 2004:** S. 2486, to amend title 38, United States Code, to improve and enhance education, housing, employment, medical, and other benefits for veterans and to improve and extend certain authorities relating to the administration or benefits for veterans—clearing the measure for the President;

Pages H9749–72

**Veterans Health Programs Improvement Act of 2004:** Concur in the Senate amendments to H.R. 3936, to amend title 38, United States Code, to increase the authorization of appropriations for grants to benefit homeless veterans, to improve programs for management and administration of veterans' facilities and health care programs—clearing the measure for the President;

Pages H9772–87

**Department of Veterans Affairs Health Care Personnel Enhancement Act of 2004:** S. 2484, to

amend title 38, United States Code, to simplify and improve pay provisions for physicians and dentists and to authorize alternate work schedules and executive pay for nurses—clearing the measure for the President;

Pages H9787–93

**Arizona Water Settlements Act:** S. 437, to provide for adjustments to the Central Arizona Project in Arizona, to authorize the Gila River Indian Community water rights settlement, to reauthorize and amend the Southern Arizona Water Rights Settlement Act of 1982—clearing the measure for the President;

Pages H9793–H9820

**Lincoln County Conservation, Recreation, and Development Act of 2004:** Concur in the Senate amendment to H.R. 4593, to establish wilderness areas, promote conservation, improve public land, and provide for the high quality development in Lincoln County, Nevada—clearing the measure for the President;

Pages H9820–26

**Authorizing an exchange of land at Fort Frederica National Monument:** Concur in the Senate amendment to H.R. 1113, to authorize an exchange of land at Fort Frederica National Monument—clearing the measure for the President;

Page H9826

**Assisting the States of Connecticut, New Jersey, New York, and Pennsylvania in conserving land and resources in the Highlands region:** Concur with the Senate amendment to H.R. 1964, to assist the States of Connecticut, New Jersey, New York, and Pennsylvania in conserving priority lands and natural resources in the Highlands region—clearing the measure for the President;

Pages H9826–28

**California Missions Preservation Act:** Concur with the Senate amendment to H.R. 1446, to support the efforts of the California Missions Foundation to restore and repair the Spanish colonial and mission-era missions in the State of California and to preserve the artworks and artifacts of these missions—clearing the measure for the President;

Pages H9828–35

**Kate Mullany National Historic Site Act:** S. 1241, to establish the Kate Mullany National Historic Site in the State of New York—clearing the measure for the President;

Pages H9835–36

**Authorizing additional appropriations for the Reclamation Safety of Dams Act of 1978:** S. 1727, to authorize additional appropriations for the Reclamation Safety of Dams Act of 1978—clearing the measure for the President;

Pages H9836–37

**Amending the Reclamation Projects Authorization and Adjustment Act of 1992:** Concur with the Senate amendment to H.R. 1284, to amend the Reclamation Projects Authorization and Adjustment Act of 1992 to increase the Federal share of the costs of the San Gabriel Basin demonstration project—clearing the measure for the President; **Page H9837**

**Idaho Panhandle National Forest Improvement Act of 2003:** S. 434, to authorize the Secretary of Agriculture to sell or exchange all or part of certain parcels of National Forest System land in the State of Idaho and use the proceeds derived from the sale or exchange for National Forest System purposes—clearing the measure for the President; **Pages H9837–38**

**Alaska Land Transfer Acceleration Act of 2003:** S. 1466, to facilitate the transfer of land in the State of Alaska—clearing the measure for the President; **Pages H9838–44**

**Three Affiliated Tribes Health Facility Compensation Act:** S. 1146, to implement the recommendations of the Garrison Unit Tribal Advisory Committee by providing authorization for the construction of a rural health care facility on the Fort Berthold Indian Reservation, North Dakota—clearing the measure for the President; **Pages H9844–45**

**Correcting the enrollment of H.R. 1417:** S. Con. Res. 145, to correct the enrollment of H.R. 1417; **Pages H9845–48**

**Copyright Royalty and Distribution Reform Act of 2004:** Concur with Senate amendment to H.R. 1417, to amend title 17, United States Code, to replace copyright arbitration royalty panels with Copyright Royalty Judges by a  $\frac{2}{3}$  yeas and nay vote of 407 yeas with none voting “nay”, Roll No. 532—clearing the measure for the President; **Pages H9858–57, H9864–65**

Pursuant to S. Con. Res. 145, corrections in the enrollment of the bill were made. **Page H9857**

**Improving access to physicians in medically underserved areas:** S. 2302, to improve access to physicians in medically underserved areas, by a  $\frac{2}{3}$  yeas and nay vote of 407 yeas to 4 nays, Roll No. 533—clearing the measure for the President. **Pages H9857–62, H9865**

**Authorizing salary adjustments for Justices and judges of the U.S. for FY 2005:** H.R. 5363, to authorize salary adjustments for Justices and judges of the United States for fiscal year 2005; **Pages H9862–63**

**Department of Energy High-End Computing Revitalization Act of 2004:** Concur with the Senate amendment to H.R. 4516, to require the Secretary

of Energy to carry out a program of research and development to advance high-end computing—clearing the measure for the President; **Pages H9868–69**

**Amending the Livestock Mandatory Price Reporting Act of 1999:** S. 2965, to amend the Livestock Mandatory Price Reporting Act of 1999 to modify the termination date for mandatory price reporting—clearing the measure for the President; **Pages H9869–70**

**Supporting the goals and ideals of National Tourette Syndrome Awareness Month:** H. Con. Res. 430, recognizing the importance of early diagnosis, proper treatment, and enhanced public awareness of Tourette Syndrome and supporting the goals and ideals of National Tourette Syndrome Awareness Month—clearing the measure for the President; and **Pages H9870–72**

**Earl B. Gilliam/Imperial Avenue Post Office Designation Act:** H.R. 5364, to designate the facility of the United States Postal Service located at 5505 Stevens Way in San Diego, California, as the “Earl B. Gilliam/Imperial Avenue Post Office Building”; **Pages H9872–73**

**Relief of Rocco A. Trecosta of Fort Lauderdale, Florida:** The House agreed to take from the Speaker's table and pass S. 2042, for the relief of Rocco A. Trecosta of Fort Lauderdale, Florida. **Pages H9863–64**

**Late Report:** Agreed that the managers on the part of the House on the conference committee for H.R. 1350, to reauthorize the Individuals with Disabilities Education Act, have until midnight on November 17 to file a conference report. **Page H9865**

**Convening day of the 109th Congress:** The House agreed to H. Res. 111, appointing the day for the convening of the first session of the One Hundred Ninth Congress. **Page H9865**

**Benjamin Franklin Commemorative Coin Act:** The House agreed to discharge the committee on Financial Services from consideration of and pass H.R. 3204, to require the Secretary of the Treasury to mint coins in commemoration of the tercentenary of the birth of Benjamin Franklin. **Pages H9865–67**

Agreed to the amendment in the nature of a substitute offered by Representative Castle. **Pages H9866–67**

**Presidential Messages:** Read a message from the President wherein he transmitted an agreement between the U.S. and Japan on Social Security—referred to the Committee on Ways and Means and ordered printed (H. Doc. 108–234); **Page H9873**

Read a message from the President wherein he transmitted a report on the Squirrel River in Alaska—referred to the Committee on Resources and ordered printed (H. Doc. 108–235). **Pages H9873–74**

**Senate Message:** Message received from the Senate today appear on page H9876.

**Senate Referrals:** S. 2986, S. 2991, and S. Con. Res. 146 were held at the desk. **Page H9876**

**Quorum Calls—Votes:** Two yea and nay votes developed during the proceedings of today and appear on pages H9864–65 and H9865. There were no quorum calls.

**Adjournment:** The House met at 10 a.m. and adjourned at 10:17 p.m.

## Committee Meetings

### STATUS OF U.S. FORCES

*Committee on Armed Services:* Held a hearing on the Status of U.S. Forces. Testimony was heard from the following officials of the Department of Defense: GEN Peter J. Schoomaker, USA, Chief of Staff, Army; GEN John P. Jumper, USAF, Chief of Staff, Air Force; ADM Vernon E. Clark, USN, Chief of Naval Operations and GEN Michael W. Hagee, USMC, Commandant of the Marine Corps, both with the Department of the Navy.

### FLU SHOT SHORTAGE

*Committee on Government Reform:* Held a hearing entitled “The Nation’s Flu Shot Shortage: Where Are We Today and How Prepared Are We for Tomorrow?” Testimony was heard from the following officials of the Department of Health and Human Services: Julie L. Gerberding, M.D., Director, Centers for Disease Control and Prevention; Anthony S. Fauci, M.D., Director, National Institute of Allergy and Infectious Diseases; and Lester M. Crawford, D.V.M., Acting Commissioner, FDA; Howard Pien, President, CEO and Chairman of the Board, Chiron Corporation; and public witnesses.

### FEDERAL REGULATORY REFORM— ADMINISTRATION’S RECORD

*Committee on Government Reform:* Subcommittee on Energy Policy, Natural Resources and Regulatory Affairs held a hearing entitled “What is the Bush Administration’s Record in Regulatory Reform?” Testimony was heard from John D. Graham, Administrator, Office of Information and Regulatory Affairs, OMB; Stephen L. Johnson, Deputy Administrator, EPA; Howard M. Radzely, Solicitor, Department of Labor; Thomas M. Sullivan, Chief Counsel for Advocacy, SBA; and public witnesses.

### OIL-FOR-FOOD PROGRAM: TRACKING THE FUNDS

*Committee on International Relations:* Held a hearing on The Oil-for-Food Program: Tracking the Funds. Testimony was heard from Charles A. Duelfer, Special Advisor to the Director of Central Intelligence on Iraq’s Weapons of Mass Destruction, CIA; Herbert A. Biern, Senior Associate Director, Division of Banking Supervision and Regulation, Federal Reserve Board, Federal Reserve System; and public witnesses.

### DEBT LIMIT EXTENSION

*Committee on Rules:* Granted, by voice vote, a closed rule providing 1 hour of debate in the House on S. 2986, to amend title 31 of the United States Code to increase the public debt limit, equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means. The rule waives all points of order against consideration of the bill. Finally, the rule provides one motion to commit. Testimony was heard from Representative Thompson of California.

## Joint Meetings

### FOREIGN OPERATIONS APPROPRIATIONS ACT

*Conferees* agreed to file a conference report on the differences between the Senate and House passed versions of H.R. 4818, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2005.

### INDIVIDUALS WITH DISABILITIES EDUCATION IMPROVEMENT ACT

*Conferees* agreed to file a conference report on the differences between the Senate and House passed versions of H.R. 1350, to reauthorize the Individuals with Disabilities Education Act.

### COMMITTEE MEETINGS FOR THURSDAY, NOVEMBER 18, 2004

*(Committee meetings are open unless otherwise indicated)*

#### Senate

*Committee on Armed Services:* Subcommittee on Readiness and Management Support, to hold hearings to examine the status of financial management reform within the Department of Defense and the individual services, 3:30 p.m., SR–222.

*Committee on Commerce, Science, and Transportation:* to hold hearings to examine certain pending nominations, 9:30 a.m., SR–253.

Subcommittee on Science, Technology, and Space, to hold hearings to examine the science behind pornography addiction, 2 p.m., SR-253.

*Committee on Finance:* to hold hearings to examine putting patient safety first regarding drugs like Merck and Vioxx, 10 a.m., SD-215.

*Committee on Indian Affairs:* business meeting to consider pending calendar business; to be followed by an oversight hearing on the water problems on the Standing Rock Sioux Reservation, 10 a.m., SR-485.

### House

*Committee on Energy and Commerce,* Subcommittee on Health and the Subcommittee on Oversight and Investigations, joint hearing entitled “Flu Vaccine: Protecting High-Risk Individuals and Strengthening the Market,” 9:30 a.m., 2123 Rayburn.

*Committee on Government Reform,* Subcommittee on Criminal Justice, Drug Policy and Human Resources, hearing entitled “Law Enforcement and the Fight Against Methamphetamine,” 10 a.m., 2154 Rayburn.

*Committee on International Relations,* Subcommittee on the Western Hemisphere, hearing on Aid to Colombia—The European Role in the Fight Against Narco-terrorism, 1:30 p.m., 2172 Rayburn.

*Committee on the Judiciary,* Subcommittee on the Constitution, oversight hearing entitled “‘Notice’ Provision in the Pigford v. Glickman Consent Decree,” 10 a.m., 2141 Rayburn.

*Permanent Select Committee on Intelligence,* executive, Briefing on Global Terrorist Threats Update, 9 a.m., H-405 Capitol.

*Next Meeting of the SENATE*

10 a.m., Thursday, November 18

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Thursday, November 18

## Senate Chamber

Program for Thursday: Senate will be in a period of morning business.

## House Chamber

Program for Thursday: To be announced.

## Extensions of Remarks, as inserted in this issue

## HOUSE

Beauprez, Bob, Colo., E2011, E2014  
Clyburn, James E., S.C., E2009  
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Ferguson, Mike, N.J., E2011, E2015

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Scott, David, Ga., E2012

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Shimkus, John, Ill., E2010, E2013  
Tancredo, Thomas G., Colo., E2011  
Townsend, Edolphus, N.Y., E2012  
Udall, Tom, N.M., E2009



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